

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

RAJ CHRISTOPHER GUPTA,	)	
	)	2:00-cv-1095-GEB-GGH-P
Plaintiff,	)	
	)	<u>RULING ON PLAINTIFF'S</u>
v.	)	<u>IN LIMINE MOTION</u>
	)	
C.A. TERHUNE, et al.,	)	
	)	
Defendants.	)	
_____	)	

On January 3, 2006, Plaintiff filed a motion in limine in which he seeks to have Defendants precluded from presenting their "'volunteer' defense" during the trial scheduled to commence on May 9, 2006, arguing that "[the defense] is irrelevant to the Eighth Amendment issue . . . ." (Pl.'s Mot. in Limine at 1.) Since evidence on the issue underlying the referenced defense has not been shown irrelevant, the motion is denied.

IT IS SO ORDERED.

Dated: May 3, 2006

/s/ Garland E. Burrell, Jr.  
GARLAND E. BURRELL, JR.  
United States District Judge